

# FITCH, EVEN, TABIN & FLANNERY

ATTORNEYS AND COUNSELLORS AT LAW

*Established in 1859*

SUITE 401L - 1801 K STREET, NW  
WASHINGTON, D.C. 20006-1201

TELEPHONE (202) 419-7000

FACSIMILE (202) 419-7007

ILLINOIS OFFICE

SUITE 1600 - 120 SOUTH LA SALLE STREET, CHICAGO, ILLINOIS 60603-3406

TELEPHONE (312) 577-7000

CALIFORNIA OFFICES

SUITE 250 - 9276 SCRANTON ROAD, SAN DIEGO, CA 92121

TELEPHONE (858) 552-1311

WARNER CENTER TOWERS, SUITE 780, 21800 OXNARD ST., WOODLAND HILLS, CA 91367

TELEPHONE (818) 715-7025

COLORADO OFFICE

SUITE 213 - 1942 BROADWAY, BOULDER, COLORADO 80302

TELEPHONE (303) 402-6966

May 23, 2005

MORGAN L. FITCH, JR.  
FRANCIS A. EVEN\*  
JULIUS TABIN\*  
JOHN F. FLANNERY  
ROBERT B. JONES  
JAMES J. SCHUMANN  
JAMES J. HAMILL  
TIMOTHY E. LEVSTIK  
JOSEPH E. SHIPLEY  
KENNETH H. SAMPLES  
PHILIP T. PETTI  
JOSEPH T. NABOR  
STEVEN C. SCHROER  
RICHARD A. KABA\*  
KARL R. FINK  
MARK W. HETZLER  
TIMOTHY P. MALONEY  
JAMES P. KRUEGER  
STEPHEN S. FAVAKEH  
RICHARD E. WAWRZYNIAK  
STEVEN G. PARMELEE  
THOMAS F. LEBENS  
BRUCE R. MANSFIELD  
KENDREW H. COLTON\*  
G. PAUL EDGELL\*  
MICHAEL A. SANZO\*  
SCOTT J. MENGHINI  
NORMAN N. KUNITZ\*  
RUDY KRATZ  
RAMON R. HOCH\*  
JOHN D. BAUERSFELD\*  
GARY D. MANN



EDWARD E. CLAIR  
JON A. BIRMINGHAM  
JOHN E. LYHUS  
STEVEN M. FREELAND  
DONNA E. BECKER  
BRIAN S. CLISE  
MARTIN R. BADER  
MARK A. BORSOS  
TIMOTHY R. BAUMANN  
JEFFREY A. CHELSTROM  
NICHOLAS T. PETERS  
KENNETH E. PLOCHINSKI  
GRACE LAW O'BRIEN  
CHRISTINE A. ABUEL  
TARA M. REEDY

## PATENT AGENTS

ERIC J. WHITESSELL  
LILIA I. SAFONOV  
NADA J. ARDELEANU  
JULIE A. HOPPER

## OF COUNSEL

GEORGE W. SPELLMIRE, JR.  
LISA M. SOMMER  
GEORGE H. SPENCER, P.C.\*

## TECHNICAL ADVISOR

JOHN M. BRONK, PH.D.

\*ADMITTED TO D.C. BAR  
D.C. PRACTICE OF ALL OTHERS  
LIMITED TO FEDERAL COURTS  
AND AGENCIES

Commissioner of Patents  
U.S. Patent and Trademark Office  
Customer Service Window, MS RCE  
Randolph Building  
401 Dulany Street  
Alexandria, VA 22314

Re: Request for Continued Examination  
Appl. No.: 09/978,178  
Filed: October 17, 2001  
Title: **Peptides Derived from the Human  
Amyloid Precursor Protein**  
Inventor(s): Rogers, Jack  
Atty. Dkt.: 7570/73272

Dear Sir:

The following documents are being forwarded herewith for appropriate action by the U.S. Patent and Trademark Office:

1. Request for Continued Examination with Amendment and Response Under 37 C.F.R. § 1.116 with Exhibit A attached;
2. Comments Accompanying Request for Continued Examination;
3. Petition for Extension of Time Under 37 C.F.R. § 1.136; and
4. Return postcard.

Commissioner for Patents

May 23, 2005

Page 2

**The Director is hereby authorized to charge the following fees to our Deposit Account No. 06-1135 under Order No. 7570/73272 (Small Entity Status is claimed):**

<b>Request for Continued Examination</b>	<b>\$ 395.00</b>
<b>Two-Month Extension of Time</b>	<b><u>225.00</u></b>
	<b>\$ 620.00</b>

**The Director is also authorized to charge any fee deficiency with respect to this filing and any other fee required in connection with the present case, or credit any overpayment, to our Deposit Account No. 06-1135 under Order No. 7570/73272.**

It is respectfully requested that the enclosed postcard be stamped with the date the enclosed documents are received by the PTO and that it be returned as soon as possible.

Very truly yours,

FITCH, EVEN, TABIN & FLANNERY



Michael A. Sanzo  
Reg. No. 36,912  
Attorney for Applicant

MAS:ct  
Enclosures